

GENERAL ORDERS,

WAR DEPARTMENT,

ADJUTANT GENERAL'S OFFICE,

Washington, June 19, 1863.

No. 181.

I. Before a General Court Martial, which convened at Philadelphia, Pennsylvania, May 4, 1863, pursuant to Special Orders, No. 77, dated Headquarters, Middle Department, 8th Corps, Baltimore, Maryland, March 20, 1863, and of which Lieutenant Colonel H. A. FRINK, 41th Pennsylvania Volunteers, is President, was arraigned and tried—

Private *Samuel D. Crumb*, Company "B," 89th New York Volunteers.

CHARGE I.—"Forgery of his Descriptive List."

*Specification*—"In this; that the said *Samuel D. Crumb*, Private, Company "B," 89th New York Volunteers, did make, or cause to be made, a descriptive list for himself, and did forge, or cause to be forged thereto, the signature of the Captain of his Company. This at United States Army General Hospital, Fairfax Seminary, Virginia, on or about December 12, 1862, and at United States Army General Hospital, West Philadelphia, during February and March, 1863."

CHARGE II.—"Fraudulently drawing pay on a forged descriptive list."

*Specification*—"In this; that the said *Samuel D. Crumb*, Private, Company "B," 89th New York Volunteers, having forged, or caused to be forged, his descriptive list, did fraudulently draw the sum of one hundred and four dollars (\$104) from Major Gibson, Paymaster U. S. Army, at United States Army General Hospital, West Philadelphia, on or about March 21, 1863, upon the statements made by said descriptive list. This at United States Army General Hospital, West Philadelphia, on or about March 21, 1863."

CHARGE III.—"Desertion."

*Specification* 1st—"In this; that the said *Samuel D. Crumb*, Private, Company "B," 89th New York Volunteers, being then a Private, Company "C," (1) 27th New York Volunteers, and being then

at or near the battle-field of Bull Run, Virginia, on or about July 21, 1861, did then and there desert from his Company. This on or about July 21, 1861, at or near the battle-field of Bull Run, Virginia."

*Specification 2d*—"In this; that the said *Samuel D. Crumb*, Private, Company 'B,' 89th New York Volunteers, being at or near the battle-field of Antietam, Maryland, on or about September 17, 1862, did then and there desert from his Company. This at or near the battle-field of Antietam, Maryland, September 17, 1862."

*Specification 3d*—"In this; that the said *Samuel D. Crumb*, Private, Company 'B,' 89th New York Volunteers, did declare his intention to desert from the United States Army General Hospital, West Philadelphia; that on or about March 21, 1863, he did pass the sentinels of said hospital; that he did disguise himself in citizen's clothes, and by shaving his face; and that he was taken in the cars en route for New York. This at United States Army General Hospital, West Philadelphia, during March, 1863."

CHARGE IV.—"Conduct prejudicial to good order and military discipline."

*Specification 1st*—"In this; that the said *Samuel D. Crumb*, Private, Company 'B,' 89th New York Volunteers, when placed on the fatigue-gang, and otherwise punished for long-continued bad conduct, by Doctor J. H. Porter, Assistant Executive Officer, did use threats and disrespectful language about said officer, and did write to the said officer a letter, in which he used language disrespectful and mutinous. This at United States Army General Hospital, West Philadelphia, on or about March 21, 1863."

*Specification 2d*—"In this; that the said *Samuel D. Crumb*, Private, Company 'B,' 89th New York Volunteers, when arrested and placed in confinement at United States Army General Hospital, West Philadelphia, on or about March 24, 1863, did use threatening language towards those who had arrested him, to wit: Fustin Boileau, Sergeant, Company 'E,' 3d Pennsylvania Reserves, and Joseph McGaw, Private, Company 'L,' 71st Pennsylvania

Volunteers, saying, in words, to wit: 'I'll be damned if I don't take satisfaction out of Corporal Boileau and the man that arrested me,' or words to that effect. This at United States Army General Hospital, West Philadelphia, on or about March 24, 1863.'

To which charges and specifications the accused, Private *Samuel D. Crumb*, Company 'B,' 89th New York Volunteers, pleaded as follows:

#### CHARGE I.

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

#### CHARGE II.

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

#### CHARGE III.

To *Specification* 1st, "Not Guilty."

To *Specification* 2d, "Guilty."

To *Specification* 3d, "Guilty."

To the CHARGE, "Not Guilty."

#### CHARGE IV.

To *Specification* 1st, "Not Guilty."

To *Specification* 2d, "Guilty."

To the CHARGE, "Not Guilty."

#### FINDINGS

The Court, having maturely considered the evidence adduced, finds the accused, Private *Samuel D. Crumb*, Company "B," 89th New York Volunteers, as follows:

#### CHARGE I.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

#### CHARGE II.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

## CHARGE III.

Of the 1st *Specification*, "Guilty."

Of the 2d *Specification*, "Guilty."

Of the 3d *Specification*, "Guilty."

Of the CHARGE, "Guilty."

## CHARGE IV.

Of the 1st *Specification*, "Not Guilty."

Of the 2d *Specification*, "Guilty."

Of the CHARGE, "Guilty."

## SENTENCE.

And the Court does therefore sentence him, Private *Samuel D. Crumb*, Company "B," 89th New York Volunteers, "*That he be shot to death with musketry, at such time and place as the Commanding General may direct. Two-thirds of the members of the Court concurred in the above sentence.*"

II..The proceedings in the foregoing case have been approved by the General Commanding the Middle Department, and forwarded for the action of the President of the United States, who directs that the sentence *to be shot to death* be commuted to imprisonment at hard labor for one year, from the 16th day of June, 1863. The prisoner will be imprisoned in Fort Delaware.

BY ORDER OF THE SECRETARY OF WAR:

E. D. TOWNSEND,  
*Assistant Adjutant General.*